

104TH CONGRESS
2D SESSION

H. R. 3597

To provide for a study of the establishment of Midway Islands as a national memorial to the Battle of Midway.

IN THE HOUSE OF REPRESENTATIVES

JUNE 6, 1996

Mr. DUNCAN introduced the following bill; which was referred to the Committee on Resources

A BILL

To provide for a study of the establishment of Midway Islands as a national memorial to the Battle of Midway.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. STUDY OF ESTABLISHMENT OF MEMORIAL TO**

4 **BATTLE OF MIDWAY AT MIDWAY ISLANDS.**

5 (a) IN GENERAL.—Not later than one year after the
6 date of the enactment of this Act, the Secretary of the
7 Interior shall, acting through the Director of the National
8 Park Service and in consultation with the International
9 Midway Memorial Foundation, Inc. (hereafter in this sec-
10 tion referred to as the “Foundation”), carry out a study

1 of the feasibility and advisability of establishing Midway
2 Islands as a national memorial to the Battle of Midway.

3 (b) CONSIDERATIONS.—In studying the establish-
4 ment of Midway Islands as a national memorial to the
5 Battle of Midway under subsection (a), the Secretary shall
6 consider the following:

7 (1) Whether or not to lease or otherwise trans-
8 fer to the Foundation for use as a memorial to the
9 Battle of Midway the lands (including any equip-
10 ment, facilities, infrastructure, and other improve-
11 ments) and waters of the Midway Islands that are—

12 (A) owned by the United States;

13 (B) under the jurisdiction of the Secretary
14 of the Interior; and

15 (C) designated by the Secretary of the In-
16 terior as historic landmarks.

17 (2) Whether or not, and under what conditions,
18 to permit the Foundation to maintain such lands
19 and waters, or a portion of such lands and waters,
20 as a memorial to the Battle of Midway.

21 (3) Whether or not to require the Foundation
22 to operate and maintain the memorial at no charge
23 to the United States.

1 (4) Whether or not, and under what conditions,
2 to continue the management of the remainder of the
3 Midway Atolls as a wildlife refuge.

4 (5) Whether or not, and under what conditions,
5 to permit the continued use of the facilities on Sand
6 Island as—

7 (A) a Coast Guard air-sea rescue facility;

8 (B) a commercial air terminal;

9 (C) a private and contract air refueling
10 site;

11 (D) a seaport facility;

12 (E) recreational facilities; or

13 (F) any combination of such facilities.

14 (6) Whether or not to impose conditions on
15 public access to Midway Island or the memorial, or
16 to any portions thereof.

17 (c) REPORT.—Upon completion of the study required
18 under subsection (a), the Secretary shall submit to Con-
19 gress a report on the study, including any recommenda-
20 tions of the Secretary for further legislative action.

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